

**BEFORE THE ARIZONA BOARD OF  
OSTEOPATHIC EXAMINERS IN MEDICINE AND SURGERY**

IN THE MATTER OF:	)	
	)	
JASON DEAN WOLFF D.O .	)	<b>ORDER FOR ISSUANCE OF LICENSE</b>
Holder of License No.4128 for the	)	<b>AND NON-DISCIPLINARY PROBATION</b>
practice of osteopathic medicine	)	
in the State of Arizona.	)	Case No. PL7
_____	)	

On May 20, 2004, Jason Dean Wolff, D.O. (hereinafter "Respondent") filed an application for licensure with the AZ Board of Osteopathic Examiners (hereinafter "Board").

On June 23, 2004, the Board requested Respondent to appear before them for an interview to establish his credentials for licensure, pursuant to A.R.S. § 32-1822(B).

On July 31, 2004, Respondent appeared before the Board during a public meeting. The Board reviewed Respondent's application for license, including the Respondent's licensure history, current monitoring for substance abuse issues, and all other relevant issues concerning his qualifications to obtain a Board license, and took unsworn testimony from the Respondent. The Board authorized preparation of an order granting Respondent a license to practice as an osteopathic physician in the State of Arizona; but said license shall be placed on probation and subject to specific restrictions that are set forth more specifically hereafter.

**JURISDICTIONAL STATEMENTS**

1. The Board of Osteopathic Examiners of the State of Arizona ("Board") is the duly constituted authority for the regulation and control of the practice of osteopathic medicine in the State of Arizona.

2. Pursuant to Arizona Revised Statutes § 32-1800, et seq., the Arizona Board of Osteopathic Examiners in Medicine and Surgery possesses jurisdiction over the subject matter hereof

and over the application for license submitted by Respondent.

3. The Board has the authority to issue a license contingent on Respondent's entry into an agreement for the disposition of this matter, pursuant to A.R.S. § 32-1822(D).

### **FINDINGS OF FACT**

4. In his application for license, Respondent disclosed that he was participating in a confidential substance abuse monitoring program in Pennsylvania.

5. Documents from that program showed that Respondent entered the program as a condition of continuation of his residency program. The monitoring agreement covered the period from October 9, 2003 to October 9, 2008.

6. At the time of his appearance before the Board, Respondent was current in meeting all terms and conditions of his probation.

### **CONCLUSION OF LAW**

7. The conduct described in paragraphs 4 through 6, above constitutes grounds for issuance of a license contingent on Respondent entering into the Stipulated Order set out below, pursuant to A.R.S. § 32-1822(D). This is not a disciplinary action.

### **ORDER**

Pursuant to the authority vested in the Board, IT IS HEREBY ORDERED THAT: Respondent's shall be ISSUED License Number 4128 for the practice of osteopathic medicine and surgery in the State of Arizona and that license shall placed on PROBATION until October 9, 2008, and he shall comply with the terms and conditions of probation as set forth herein:

1. Respondent shall mark his application "yes" in answer to the question about treatment for substance abuse.

2. During the time he resides and practices in Pennsylvania, Respondent shall comply with the terms of the agreement he entered with the Pennsylvania Physicians Assistance Program. Respondent shall provide documentation to the Board of his compliance with the terms of the Pennsylvania agreement in a form and manner and according to a schedule approved by the Board's Executive Director.

3. In the event that Respondent moves to Arizona and begins to practice medicine in Arizona, he shall give written notice to the Board within 10 days of moving or beginning practice, and shall comply with the terms of probation set out below:

4. Respondent shall obtain psychiatric or psychological treatment by a therapist(s) who is either a licensed psychiatrist and/or psychologist and is selected by Respondent and approved by the Board. Respondent shall inform the Board in writing, within ten days of moving to Arizona, of the therapist's name, address and telephone number. Respondent shall comply with the therapist's recommendation for the frequency of therapy treatment sessions, and shall undertake and fully cooperate with a program of treatment established by the therapist. In the event Respondent changes therapists, he shall give the Board written notice within ten (10) days of said action. In the event that Respondent is treated with psychotropic drugs, those drugs must be prescribed and monitored by a psychiatrist.

5. Respondent's therapist(s) shall receive a copy of this Order and Board staff shall cooperate with and disclose all relevant information in the Board's files concerning Respondent. The treating therapist shall be directed by Respondent to send to the Board a written progress report within 30 days of the initial visit, and quarterly for the remainder of the probation. Respondent shall

waive any confidentiality concerning his psychotherapy so that the Board may receive full disclosure of information. The expense of the therapy and the reports to the Board by Respondent's therapist shall be the sole responsibility of the Respondent.

6. Respondent shall provide a copy of this Order and any subsequent Orders or Amendments to all facilities where Respondent is currently (or subsequently) employed as a physician and/or has (or subsequently receives) privileges to engage in the practice of medicine.

7. Respondent shall provide notice of his substance abuse history to all treating health care providers with authority to prescribe controlled substances, such as physicians, dentists, physician assistants, and nurse practitioners, including those seen at emergency rooms or urgent care centers. Notice may be accomplished by providing a copy of this Order to each health care provider, or by otherwise ensuring that his substance abuse history is documented in the provider's medical records of Respondent's care.

8. Respondent shall notify the Board of the name of his primary care provider who will monitor all prescriptions written for Respondent. Also, Respondent shall notify the Board staff each month of the name and practice address of any health care provider from whom he sought care, other than his named primary care provider.

9. Respondent shall abstain completely from the consumption of alcoholic beverages or any substance with alcohol (i.e. cough syrups); and Respondent shall not consume illicit drugs or take any controlled substances (i.e., prescription only drugs), unless they are prescribed for him by a health care provider who has been notified of his substance abuse history. Respondent shall provide to the Board staff a monthly log of all drugs and over the counter medications he has been prescribed or has taken.

10. Respondent shall submit to random biological fluid testing at a facility approved by

the Board. Respondent shall promptly provide (i.e., within sixty (60) minutes of notification) required biological fluids for testing. Testing shall be done at the Respondent's expense. Failure to submit to testing, without prior notice to the Board staff of an excused reason, shall be treated as if the test results were positive for alcohol or drugs.

11. Respondent shall participate in a minimum of three (3) self-help meetings per week. The self-help meetings may be through such organizations as Alcoholics Anonymous, Narcotics Anonymous, Cocaine Anonymous, or a doctor's Caduceus group. Respondent shall keep a log of all meetings attended and, for the first 12 months, have each meeting he attends signed by the chairperson of the meeting. Respondent will provide the Board staff with a copy of the signed log the first of every month.

12. If the Board so orders, Respondent shall submit to and cooperate in any independent medical or psychological evaluation that may be ordered by the Board and conducted by a designated physician and/or psychologist, which shall be paid for by Respondent.

13. Respondent shall appear before the Board or staff upon receipt of a request by written, telephonic, or electronic notification from the Board staff given at least five (5) days prior to the meeting.

14. Respondent shall reimburse the Board for all expenses associated with the investigation, hearing and continued monitoring of this matter.

15. Respondent shall continue to meet all licensing requirements, including renewal of his license and payment of applicable fees pursuant to A.R.S. § 32-1825.

16. In the event Respondent moves from Arizona or ceases to practice medicine in Arizona while still maintaining an Arizona license, he shall give written notice to the Board within twenty (20) days of moving or ceasing practice. The Board may stay the terms and duration of

probation until Respondent again practices medicine in Arizona, or may take other action.

17. Respondent's failure to comply with the terms of this Order shall constitute unprofessional conduct as defined at A.R.S. § 32-1854(26) and may be considered grounds for disciplinary action.

ISSUED AND EFFECTIVE this 2nd day of September, 2004.

ARIZONA BOARD OF OSTEOPATHIC EXAMINERS  
IN MEDICINE AND SURGERY

By:

Elaine LeTarte  
Elaine LeTarte, Executive Director

Copy mailed by U.S. Mail (certified)  
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